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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
( Case No. 04-372 (400.137) )

Application of:

McSwiggen et al.

Serial No.: 10/698,311

Filing Date: October 31, 2003

For: RNA Interference Mediated Treatment of )  
Parkinson Disease Using Short Interfering )  
Nucleic Acid (SINA) )

Examiner: TBD

Group Art Unit: 1632

Confirmation No.: 9826

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

## TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified new patent application:

- ☒ Information Disclosure Statement;
- ☒ Information Disclosure Statement (IDS) PTO-1449 Form;
- ☒ Copies of IDS Citations for S/N 10/698,311 (Total 57 foreign patents and 177 other documents); and
- ☒ Return Receipt Postcard.

2. With respect to additional fees, no additional fee is required.

3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on August 3, 2004.

By:

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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. Copies of the cited references are enclosed. These references are also listed on the enclosed PTO Form 1449.

The Office has waived the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. In accordance with this waiver, cited U.S. patents and U.S. patent application publications are not enclosed.

Also, attached to each reference in a language other than English is a translation of the reference in accordance with 37 C.F.R. § 1.98 (a) (3)(ii).

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Applicants do not believe any fee is due with this submission. If this belief is in error and the Patent Office determines that the fee prescribed in the relevant portion of 37 C.F.R. Section 1.97 is applicable, the undersigned attorney by his signature hereby authorizes any such fee to be debited from Deposit Account 13-2490.

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Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff**

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INFORMATION DISCLOSURE  
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04-372  
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10/698,311

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McSwiggen et al.

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1632

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Re: McSwiggen, et al.

Case No.: 04-372 (400.137)

**RNA INTERFERENCE MEDIATED TREATMENT OF PARKINSON  
DISEASE USING SHORT INTERFERING NUCLEIC ACID (siNA)**

Sir:

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Date Mailed: August 3 2004

Respectfully,

McDonnell Boehnen Hulbert & Berghoff LLP  
Attorney for Applicant